



93RD GENERAL ASSEMBLY

State of Illinois

2003 and 2004

Introduced 2/6/2004, by Don Harmon

SYNOPSIS AS INTRODUCED:

415 ILCS 5/22.3

from Ch. 111 1/2, par. 1022.3

Amends the Environmental Protection Act. Makes a technical change in a Section concerning hazardous waste disposal sites.

LRB093 20371 BDD 46140 b

1 AN ACT in relation to environmental safety.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Environmental Protection Act is amended by
5 changing Section 22.3 as follows:

6 (415 ILCS 5/22.3) (from Ch. 111 1/2, par. 1022.3)

7 Sec. 22.3. Post-closure responsibility. The owner and
8 operator of a hazardous waste disposal site shall, without
9 limitation, be responsible for the site for a period of 20
10 years after closure of the site, or such longer period of time
11 as required by the federal Resource Conservation and Recovery
12 Act of 1976, P.L. 94-580, or regulations issued thereunder, or
13 by Board regulation adopted pursuant to subsection 22(a) or (f)
14 of this Act. The owner and operator shall monitor such site for
15 gas migration, drainage problems, erosion, settling, ground
16 and surface water pollution and other environmental and safety
17 problems which occur, and shall take whatever remedial action
18 is necessary to solve any such problems which occur at the site
19 during the period of responsibility. Notwithstanding the
20 provisions of this Section, nothing contained herein shall be
21 construed to limit any duties or liabilities imposed on an
22 owner or operator of a solid waste disposal site pursuant to
23 this Act or regulations thereunder or arising by operation of
24 law.

25 (Source: P.A. 81-856.)